

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

318

FAO No.327 of 1990 (O&M)

Date of Decision: September 09, 2015

Bant Singh and another

...Appellants

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vishal Aggarwal, Advocate
for the appellants.

Mr. Brijeshwar Singh Kanwar, Advocate
for Union of India.

AUGUSTINE GEORGE MASIH, J. (ORAL)

In this appeal prayer has been made for enhancement of amount of compensation, as has been granted by the Arbitrator on an application under Section 12 of the Requisition and Acquisition of Immovable Property Act, 1952.

2. It is the contention of the counsel for the appellants that qua the land which is nearby to the one which is in question in the present appeal, the Hon'ble Supreme Court has granted compensation at the rate of ₹350/- per marla (₹7,000/- per kanal). He, therefore, contends that in the present appeal same benefit is required to be granted to the appellants.

3. I have gone through the award passed by the Arbitrator and have also gone through the judgment passed by the Supreme Court in case titled as *Dilawar Singh and others Versus Union of India and others 2010(14) SCC 357* and find that the judgment passed by the Supreme Court would cover the claim of the appellants in the present case.

4. In view of the above, the present appeal is allowed.

5. The compensation is enhanced from ₹50/- per marla to ₹350/- per marla along with interest and solatium at the rate which has been granted by the Supreme Court.

September 09, 2015

Puneet

(AUGUSTINE GEORGE MASIH)

JUDGE